HOUSE BILL NO. HB0276

Recording legislative and other meetings.

Sponsored by: Representative(s) Halverson, Barlow, Brown, Clem, Edwards, Lone, Loucks, Miller and Zwonitzer

A BILL

for

- 1 AN ACT relating to the legislature; requiring the
- 2 legislative service office to record interim committee
- 3 meetings and other meetings as specified; providing that
- 4 communications audible on a recording are not privileged as
- 5 specified; and providing for an effective date.

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7 Be It Enacted by the Legislature of the State of Wyoming:

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- 9 **Section 1.** W.S. 28-8-105(a) by creating a new
- 10 paragraph (vii) and 28-8-116(a)(intro) and by creating a
- 11 new subsection (d) are amended to read:

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- 28-8-105. Duties of director and staff; prefiling
- 14 bills; fiscal notes.

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1 It shall be the duty of the director and staff to 2 perform the following specific functions, together with 3 such other functions as the council may prescribe: 4 5 (vii) Prepare an audio recording of each meeting 6 of a joint interim committee, select committee or other meeting held in a public forum of any task force or group 7 8 that is staffed by the office and post a copy of the 9 recording to the website of the legislature within one (1) 10 month of the last day of the meeting. The contents of any 11 recording made under this paragraph shall not be construed 12 to supersede the official written record of the meeting 13 that reflects formal action or recommendation when approved 14 and signed by the committee or task force chairman or head of another group. Nothing in this paragraph shall require 15 16 an audio recording of any portion of a meeting which is 17 conducted in executive session and nothing in this 18 paragraph shall be deemed to waive or modify any law 19 related to public records, public meetings or the 20 legislature. The failure of audio recording capability 21 shall not delay the proceedings of the meeting. The failure 22 to record a meeting as provided by this paragraph shall not 23 affect the validity of any action taken at the meeting.

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2	28-8-116. Confidential communications.
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4	(a) Except as otherwise provided in subsection (d) of
5	this section and unless the privilege is waived by the
6	individual legislator involved, the following shall be
7	deemed confidential and privileged:
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9	(d) A communication made by a legislator or
10	legislative staff which would otherwise be confidential and
11	privileged under this section shall not be deemed
12	confidential and privileged to the extent that the
13	communication is audible on a recording of a public meeting
14	as provided in W.S. 28-8-105(a)(vii). Nothing in this
15	subsection shall be deemed to waive the privilege for any
16	communication or portion of a communication that is not
17	audible on the recording.
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19	Section 2. This act is effective July 1, 2017.
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21	(END)

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